

TENNESSEE REGULATORY AUTHORITY

Pat Miller, Chairman
Deborah Taylor Tate, Director
Sara Kyle, Director
Ron Jones, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

June 24, 2005

American Fiber Network
Attention Rob Heath
9401 Indian Creek Parkway
Overland Park, KS 66210

RE: American Fiber Network
Application for Certificate to Resell Local and Long Distance in Tennessee
Docket Number 05-00124

Dear Mr. Heath.

The Tennessee Regulatory Authority is in receipt of the above application for authority to provide resold local and long distance services in Tennessee. However, we are in need of further information in order to process your application. Please provide the following:

- 1 Is your company aware of the local calling areas provided by the Incumbent Local Exchange Carriers in your proposed service areas? Please describe in detail the method that will be used to ensure that your customers, within a Tennessee county, are not billed toll charges for a call made to any other resident (regardless of carrier) within the same county, in compliance with TCA § 65-21-114.
2. Does the company intend to telemarket its services in Tennessee? If so, is the company aware of the telemarketing statutes and regulations found in TCA § 65-4-401 *et seq.* and Chapter 1220-4-11?
- 3 Identify all complaints filed with state and federal regulatory agencies involving your company. Identify the nature of the complaint, which governmental agency or office received the complaint, and how the complaint was resolved

Please provide this information before 2:00 pm on Friday, July 8, 2005. In accordance with TRA rules, please submit either (1) thirteen written copies of your response or (2) four written copies and an electronic version. If you have questions concerning this request or need additional information, please contact Lisa Foust at 615-741-2904 extension 220.

Sincerely,

Don Miller For Darlene Standley

Darlene Standley
Utilities Division Chief